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Dated: March 2, 2005

Signature:

*Shawn P. Foley*  
(Shawn P. Foley)

BAKER 3.0-002 CIP CIP CIP I  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Gutierrez-Rocca et al.

Application No.: 09/055,818

Group Art Unit: 1624

Filed: April 6, 1998

Examiner: R. L. Raymond

For ORAL PHARMACEUTICAL COMPOSITIONS  
: CONTAINING TAXANES AND METHODS OF  
TREATMENT EMPLOYING THE SAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)**

Dear Sir:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge deposit account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our deposit account No. 12-1095.

Dated: March 2, 2005

Respectfully submitted,

By *Shawn P. Foley*  
Shawn P. Foley  
Registration No.: 33,071  
LERNER, DAVID, LITTENBERG,  
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Docket No.:

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference is enclosed. Submission of the present Supplemental Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

03/08/2005 EABUBAK1 0000041 121095 09055818

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Application No.: 09/055,818

Docket No.: BAKER 3.0-002 CIP CIP CIP I

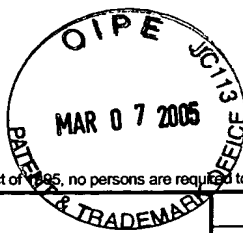
In the event that any fee is due in connection with the present Supplemental Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: March 2, 2005

Respectfully submitted,

By Shawn P. Foley  
Shawn P. Foley  
Registration No.: 33,071  
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|---|---|----|---|--------------------------|-----------------------------|
| <b>Substitute for form 1449A/B/PTO</b><br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |   |    |   | <b>Complete if Known</b> |                             |
|   |   |    |   | Application Number       | 09/055,818                  |
|   |   |    |   | Filing Date              | April 6, 1998               |
|   |   |    |   | First Named Inventor     | Jose C. Gutierrez-Rocca     |
|   |   |    |   | Art Unit                 | 1624                        |
|   |   |    |   | Examiner Name            | R. L. Raymond               |
| Sheet   | 1 | of | 1 | Attorney Docket Number   | BAKER 3.0-002 CIP CIP CIP I |

| U.S. PATENT DOCUMENTS |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
|                       |                          |  |                                |  |   |

| FOREIGN PATENT DOCUMENTS |                          |   |                                   |  |   |                |
|--------------------------|--------------------------|---|-----------------------------------|--|---|----------------|
| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T <sup>3</sup> |
|                          |                          | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                   |  |   |                |
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| NON PATENT LITERATURE DOCUMENTS |                          |   |                |
|---------------------------------|--------------------------|---|----------------|
| Examiner<br>Initials*           | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 | CA**                     | Prankerd et al., Journal of Parenteral Science & Technology, Vol. 44, No. 3, pp. 139-149 (1990)   |                |
|                                 | CB**                     | Adams et al., Journal of the National Cancer Institute Monographs, 15:141-147 (1993)  |                |
|                                 | CC**                     | Wu et al., "Characterization of D-Alpha Tocopheryl Polyethylene Glycol-1000 Succinate For Applications as an Absorption Enhancer", Pharmaceutical Research, Vol. 11, No. 10, S149 (1994), abstract only.  |                |
|                                 | CD**                     | Wheeler et al., Journal of Pharmaceutical Sciences, Vol. 83, No. 11, pp. 1558-1564 (1994)   |                |
|                                 | CE**                     | Tarr et al., Pharmaceutical Research, Vol. 4, No. 2, pp. 162-165 (1987)   |                |

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|